

DECLARATION AND POWER OF ATTORNEY

**COPY**

As the below-named inventor, I hereby declare that

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and joint inventor, with Rodger B. Dowdell, Jr., of 191 Meadow Tree Road, Saunderstown, Rhode Island 02874, U.S.A., of the subject matter which is claimed and for which a patent is sought on the invention entitled **BATTERY COMMUNICATION SYSTEM**, which was filed on March 3, 1994 and assigned Application No. 08/205,527.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Sec. 1.56(a). I hereby appoint as my Registered Patent Attorneys

D. Dennis Allegretti	Reg. No. 17374	Dale A. Malone	Reg. No. 32155
Sheldon W. Witcoff	Reg. No. 17399	Robert H. Resis	Reg. No. 32168
Seymour Rothstein	Reg. No. 19369	Grantland G. Drutchas	Reg. No. 32565
James V. Callahan	Reg. No. 20095	James C. Gumina	Reg. No. 32898
Jon O. Nelson	Reg. No. 24566	Christopher J. Renk	Reg. No. 28399
Charles F. Piggott, Jr.	Reg. No. 19408	David M. Frischkorn	Reg. No. 32833
Charles G. Call	Reg. No. 20406	Marc S. Cooperman	Reg. No. 34143
Ronald E. Larson	Reg. No. 24478	Kyle K. Kappes	Reg. No. 34846
Edward W. Remus	Reg. No. 25703	Alvin Dodek	Reg. No. 34577
Denis A. Berntsen	Reg. No. 26707	Barbara A. Heaphy	Reg. No. 34619
John J. McDonnell	Reg. No. 26949	Richard A. Clegg	Reg. No. 33485
Robert M. Ward	Reg. No. 26517	John P. Iwanicki	Reg. No. 34628
Charles W. Shifley	Reg. No. 28042	A. Blair Hughes	Reg. No. 32901
Daniel A. Boehnen	Reg. No. 28399	Lawrence H. Aaronson	Reg. No. 35818
Jamie S. Smith	Reg. No. 27390	Thomas A. Fairhall	Reg. No. 34591
Mark T. Banner	Reg. No. 29888	Kenneth J. Rudofski	Reg. No. 35997
Bradley J. Hulbert	Reg. No. 30130	Steven J. Sarussi	Reg. No. 32784
Paul H. Berghoff	Reg. No. 30243	Michael S. Greenfield	Reg. No. 37142
Jerry A. Riedinger	Reg. No. 30582	J. Pieter Van Es	Reg. No.
Stephen F. Sherry	Reg. No. 30590	Thomas K. Pratt	Reg. No. 37210
Peter D. McDermott	Reg. No. 29411	Sanjay Prasad	Reg. No. 36247
Charles C. Kinne	Reg. No. 31631	Kevin E. Noonan	Reg. No. 35303
Michael H. Shanahan	Reg. No. 24438		
A. Blair Hughes	Reg. No. 32901		

and as my Registered Patent Agents

Mark Chao Reg. No. 37293

Emily Miao Reg. No. 35285

the address and telephone number of each of whom is ALLEGRETTI, & WITCOFF, LTD., Ten South Wacker Drive, Chicago, Illinois 60606, and 312-715-1000, as my attorneys with full power of substitution and revocation to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of  
first joint  
inventor: Peter A. Gottlieb

Inventor's  
signature:  Date: April 26, 1994

Residence: 48 Lorimer Road, Belmont, MA 02178

Citizenship: U.S.A.

Post Office  
Address: 48 Lorimer Road, Belmont, MA 02178

09864037-0504  
FOI 20250742049860

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Michael H. Shanahan	Reg. No. 24438		
A. Blair Hughes	Reg. No. 32901		

and as my Registered Patent Agents

Mark Chao	Reg. No. 37293	Emily Miao	Reg. No. 35285
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09864037-052301

the address and telephone number of each of whom is ALLEGRETTI, & WITCOFF, LTD., Ten South Wacker Drive, Chicago, Illinois 60606, and 312-715-1000, as my attorneys with full power of substitution and revocation to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of  
first joint

inventor: Rodger B. Dowdell, Jr.

Inventor's

signature: Rodger B. Dowdell

Date: 4/21/94

Residence: 191 Meadow Tree Road, Saunderstown, RI 02874

Citizenship: U.S.A.

Post Office

Address: 191 Meadow Tree Road, Saunderstown, RI 02874

09864037-05304  
FOE2350 7E049860

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

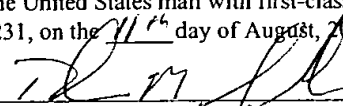
Applicant: Peter A. Gottlieb et al.  
Serial No. 08/205,527  
Filed: March 3, 1994  
For: BATTERY COMMUNICATION SYSTEM  
Examiner: J. Kaplan  
Art Unit: 2107

**COPY**

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CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to Assistant Commissioner for Patents, Washington, D.C. 20231, on the 11<sup>th</sup> day of August, 2000.

  
Thomas M. Sullivan, Reg. No. 39,392

Assistant Commissioner for Patents  
Washington, D.C. 20231

REVOCATION BY ASSIGNEE AND NEW POWER OF ATTORNEY

Sir:

The undersigned, American Power Conversion Corporation, a Massachusetts corporation having a place of business at 132 Fairgrounds Road, West Kingston, RI 02892, owner of the above-identified patent application, as assigned by assignments both recorded on May 6, 1994 (copies are enclosed), hereby revokes any and all former powers of attorney and appoints:

David B. Bernstein, Registration No. 32,112  
David F. Crosby, Registration No. 36,400  
Brett N. Dorny, Registration No. 35,860  
Ivor R. Elrifi, Registration No. 39,529  
John A. Harre, Registration No. 37,345  
A. Jason Mirabito, Registration No. 28,161  
Michel Morency, Limited Recognition  
John T. Prince, Registration No. 43,091  
Thomas M. Sullivan, Registration No. 39,392  
Leslie Meyer-Leon, Registration No. 37,381  
William A. Marino, Registration No. 44,219

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FOI2050-2E049860

Howard Susser, Registration No. 33,556  
Martin M. Zoltick, Registration No. 35,745  
Brian Rosenbloom, Registration No. 41,276  
Carol Peters, Registration No. 45,020  
Garfield B. Simms, Registration No. 45,109  
Kristen E. Konzak, Registration No. 44,848  
Shelby Walker, Registration No. P-45,192  
James Cullem, Registration No. 43,569  
David E. Johnson, Registration No. 41,874  
Shane Hunter, Registration No. 41,858  
Robert V. Klauzinski, Registration No. 42,742

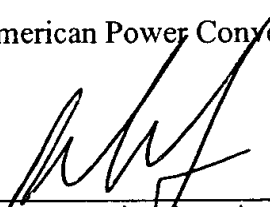
of Mintz, Levin, Cohn, Ferris, Glovsky and Popeo, P.C., One Financial Center, Boston, Massachusetts 02111, as Applicant's attorneys with full power of substitution and revocation to take any and all action necessary with regard to the above-identified application.

Please address all telephone calls to: Thomas M. Sullivan, at telephone no.: 617/348-1661. Please forward all correspondence to:

Thomas M. Sullivan  
Mintz, Levin, Cohn, Ferris, Glovsky and Popeo, P.C.  
One Financial Center  
Boston, Massachusetts 02111

Respectfully submitted,

American Power Conversion

  
Name: Peter Werker  
Title: Assistant Clerk

Date: August 6, 2000

09864037-052304

Certification Under 37 C.F.R. §3.73(b)

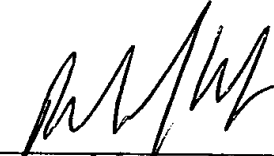
American Power Conversion Corporation certifies that it is the assignee of the entire right, title and interest in the patent application identified above by virtue of assignments of the patent identified above, copies of which are attached.

The undersigned has reviewed all the documents in the chain of title of the patent application identified above and, to the best of the undersigned's knowledge and belief, title is in the assignee identified above.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of this application or any patent issued thereon.

Respectfully submitted,

American Power Conversion

  
\_\_\_\_\_  
Name: *Peter Wierke*  
Title: *Assistant Clerk*

Date: August 6, 2000

TRADOCS:1356763.1(T2VV01!.DOC)